



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Consider the Planning Commission's Recommendation that the City Council Amend Chapter 17.60 of the Lodi Municipal Code by Adding a New Section Thereto Relating to Parking in Front and Side Yard Setbacks.

MEETING DATE: May 3, 1995

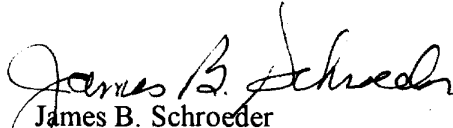
PREPARED BY: Community Development Director

RECOMMENDED ACTION: that the City Council conduct a public hearing to consider the Planning Commission's recommendation that the City Council amend Chapter 17.60 of the Lodi Municipal Code by adding a new section thereto relating to parking in front and side yard Setbacks.

BACKGROUND INFORMATION: Code Enforcement Officer Leland Schmiedt indicated to the City Attorney's office that he needed a tool to keep people from parking in landscaped areas in street and street side yard areas. He indicated that this was a problem that the "Ugly" Ordinance did not address, and that it was a major problem, especially in the eastside residential areas.

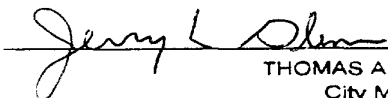
The City Attorney's office prepared the amendment which was the subject of a Planning Commission public hearing on March 13, 1995. At that time the Commission returned the proposal to the City Attorney for changes. Specifically, the Planning Commission wanted to restrict the amount of yard area that could be paved. The ordinance has been changed to accommodate the request and limits the paved area to 45% of a street or street side yard. The Planning Commission recommended the amendment to the City Council at its meeting of March 27, 1995.

FUNDING: None required.


James B. Schroeder
Community Development Director

JBS/ck
Enclosures

APPROVED



THOMAS A. PETERSON
City Manager



recycled paper

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CITY OF LODI

Carnegie Forum
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: May 3, 1995

Time: 7:00 p.m.

For information regarding this notice please contact:

Jennifer M. Perrin

City Clerk

Telephone: (209) 333-6702

NOTICE OF PUBLIC HEARING

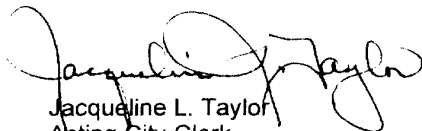
NOTICE IS HEREBY GIVEN that on **Wednesday, May 3, 1995** at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a Public Hearing to consider the following matter:

- a) Discuss Amending Lodi Municipal Code Chapter 17.60 Adding a New Section Relating to Parking in Front and Side Yard Setbacks

Information regarding this item may be obtained in the office of the Community Development Director at 221 West Pine Street, Lodi, California. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the Public Hearing.

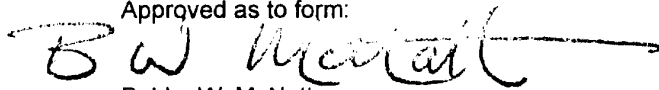
By Order of the Lodi City Council:



Jacqueline L. Taylor
Acting City Clerk

Dated: April 6, 1995

Approved as to form:



Bobby W. McNatt
City Attorney

ORDINANCE NO. 1617

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AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI
AMENDING CHAPTER 17.60 OF THE LODI MUNICIPAL CODE
BY ADDING A NEW SECTION THERETO RELATING TO
PARKING IN FRONT OR SIDE YARD SETBACKS

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

SECTION 1. Chapter 17.60 - Stopping, Standing and Parking - is hereby amended by adding thereto a new Section 17.60.160 relating to Parking in Front or Side Yards Setbacks, to read as follows:

- A. No person shall stop, stand or park, or allow the stopping, standing or parking of any vehicle as defined by the California Vehicle Code, or any boat whether trailer mounted or not, in any front or side yard setback required on any property zoned R-1, R-2, R-CP, R-LD, R-GA, R-MD or R-HD by Title 17 of this code, except on a permanent driveway or parking pad of a minimum 2 inches of asphalt concrete, or similar material over a compacted subgrade or equivalent.
- B. No person shall install or place asphalt concrete or other similar material upon more than forty-five percent of any front or street side yard setback required on any property zoned R-1, R-2, R-CP, R-LD, R-G-A, R-MD or R-HD by Title 17 of this code.
- C. Notwithstanding Paragraph "A" above, parking of vehicles or boats in such front yard or side yard setbacks shall

not be prohibited if:

1. The setback area in which the vehicle or boat is parked is completely enclosed by an opaque fence not less than seven (7) feet in height; and
2. Such fence is otherwise in compliance with all applicable zoning provisions and standards of the City of Lodi.

C. This section shall not apply to the parking of vehicles or boats in unpaved portions of front yard or side yard setbacks for the purpose of, and only for such time as is reasonably necessary to wash or clean such vehicle or boat.

SECTION 2. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 3. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this day of

STEPHEN J. MANN
Mayor

Attest:

JACQUELINE L. TAYLOR
Acting City Clerk

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State of California
County of San Joaquin, ss.

I, Jacqueline L. Taylor, Acting City Clerk of the City of Lodi, do hereby certify that Ordinance No.1617 was introduced at a regular meeting of the City Council of the City of Lodi held May 3, 1995 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held _____, 1995 by the following vote:

| | |
|----------|-------------------|
| Ayes: | Council Members - |
| Noes: | Council Members - |
| Absent: | Council Members - |
| Abstain: | Council Members - |

I further certify that Ordinance No. 1617 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

JACQUELINE L. TAYLOR
Acting City Clerk

Approved as to Form

BOBBY W. McNATT
City Attorney

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